

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 319 – HB 288

March 12, 2015

SUMMARY OF ORIGINAL BILL: Requires licensed personal support service agencies to designate the population it proposes to serve at the time of licensing and eliminates the requirement for dual licensing by the Department of Mental Health and Substance Abuse Services (DMHSAS) and the Department of Intellectual and Developmental Disabilities (DIDD).

FISCAL IMPACT OF ORIGINAL BILL:

NOT SIGNIFICANT

SUMMARY OF AMENDMENT (003539): Authorizes personal support agencies licensed by either department to serve individuals with physical or other disabilities. Requires the departments to work together to ensure that licensure standards for personal support services agencies are appropriate across all populations that may be served and are consistently applied. The licensing entity will be determined based on the larger population served by the agency as of the effective date of the act, or the larger population anticipated to be served by the agency at the time of the licensure application.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- DMHSAS licenses agencies that serve the aged or elderly and/or individuals with behavioral health and/or substance abuse diagnoses.
- DIDD licenses agencies that serve individuals with an intellectual or developmental disability.
- Currently, if a personal support service agency serves multiple populations, the agency has to receive dual licensure from both DMHSAS and DIDD. The provisions of the bill will eliminate this dual licensure requirement by requiring the agency to seek licensure based on the larger population that is served by the agency.
- Based on information provided by DMHSAS, there are 40 personal support service agencies with dual licensure, but it is unknown how many of these agencies only provide personal support service programs at these locations and will be able to reduce the number of licenses the agency holds.

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- While the exact decrease of licenses is unknown for both DMHSAS and DIDD, any reduction in licenses issued will result in decreases in both revenue and expenditures for no longer surveying the facility and issuing the license or collecting licensure fee revenue from applications. The net impact is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in dark ink, reading "Jeffrey L. Spalding". The signature is fluid and cursive, with the first name "Jeffrey" and last name "Spalding" clearly legible.

Jeffrey L. Spalding, Executive Director

/kml